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Date	Client/Matter Number		
09/14/2005	FUJO 19.465 (100794-00192)		
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Enclosed:

2 pages - RESPONSE TO RESTRICTION REQUIREMENT

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Frances Doyle

Attorney Docket No.: FUJO 19.465 (100794-00192)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Atsushi KANAGAWA
Confirmation No.: 9995
Serial No.: 10/080,977
Filed: February 21, 2002
Title: MOBILE COMMUNICATION SYSTEM
Examiner: Khawar Iqbal
Group Art Unit: 2686

September 14, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

SIR:

In response to the Office Action dated August 24, 2005, Applicant responds to the restriction requirement with an election with traverse as follows:

In the Restriction Requirement the claims were divided into two groups.

Group I. - Claims 1-12, drawn to a mobile communications system in which frequencies are allocated; and

Group II. - Claims 14-19, drawn to a base station device.

Applicant's respectfully point out that Claim 13 is dependent upon the mobile communications system of claim 12. Claim 13 is missing from the restriction requirement.


Claim 19, included in Group II, is a method in a mobile communication system. In the Office Action its asserted that the claim is drawn to a base station device. Applicant respectfully disagrees and argues that the claim is drawn to a method in a mobile communication system.

Applicant requests a new restriction be issued correcting the above points or a further explanation of the restriction be provided.

Applicant elects with traverse Group I, claims 1-12 for further prosecution on the merits.

Any fee due with this paper may be charged to Deposit Account 50-1290.

Respectfully submitted,


 Brian S. Myers
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